

IC 12-17.2-3.1

Chapter 3.1. Board for the Coordination of Child Care Regulation

IC 12-17.2-3.1-1

Establishment; members; chairperson

Sec. 1. (a) The board for the coordination of child care regulation is established. The board consists of the following members:

- (1) One (1) employee of the division to be designated by the director of the division.
- (2) One (1) employee of the state department of health to be designated by the commissioner of the state department of health.
- (3) The state fire marshal or the state fire marshal's designee.
- (4) Ten (10) members, not more than five (5) of whom may be from the same political party, to be appointed as follows:
 - (A) One (1) member with child development experience to represent the public.
 - (B) One (1) member to represent operators of foster family homes.
 - (C) Two (2) members to represent operators of child care homes.
 - (D) One (1) member to represent operators of child caring institutions.
 - (E) One (1) member to represent operators of group homes and child placing agencies.
 - (F) One (1) member who is knowledgeable about the delivery of child care services to children and who is not an owner or operator of a facility, a ministry, or an agency that is licensed or registered under this chapter.
 - (G) Two (2) members to represent operators of child care centers.
 - (H) One (1) member to represent child care ministries.

(5) Two (2) at large members appointed by the speaker of the house of representatives. The individuals appointed under this subdivision may not be members of the same political party.

(6) Two (2) at large members appointed by the president pro tempore of the senate. The individuals appointed under this subdivision may not be members of the same political party.

(b) The president pro tempore of the senate shall appoint the board members listed under subsection (a)(4)(A), (a)(4)(B), and (a)(4)(D), and one (1) member each under subsection (a)(4)(C) and (a)(4)(G). The speaker of the house of representatives shall appoint the board members listed under subsection (a)(4)(E), (a)(4)(F), and (a)(4)(H), and one (1) member each under subsection (a)(4)(C) and (a)(4)(G). At least one (1) of the members appointed under this section must have knowledge or expertise, or both, in the area of children with special needs.

(c) The legislative council shall appoint the chairperson of the board from among the board members.

As added by P.L.211-1999, SEC.3.

IC 12-17.2-3.1-2

Expiration of terms

Sec. 2. The terms of the members expire November 1, 2005.
*As added by P.L.211-1999, SEC.3. Amended by P.L.96-2001, SEC.1;
P.L.18-2003, SEC.6.*

IC 12-17.2-3.1-3

Officers

Sec. 3. The board shall elect necessary officers from among the board's members.
As added by P.L.211-1999, SEC.3.

IC 12-17.2-3.1-4

Meeting upon call of chairperson

Sec. 4. The board shall meet upon the call of the chairperson.
As added by P.L.211-1999, SEC.3.

IC 12-17.2-3.1-5

Majority required to transact business

Sec. 5. A majority of the members must be present for the transaction of business.
As added by P.L.211-1999, SEC.3.

IC 12-17.2-3.1-6

Majority required to take action

Sec. 6. The affirmative votes of a majority of the members of the board are required for the board to take action on any measure, including final reports.
As added by P.L.211-1999, SEC.3.

IC 12-17.2-3.1-7

Subcommittees

Sec. 7. The board may appoint subcommittees of the board's members to receive public testimony, visit facilities, and make recommendations to the full committee.
As added by P.L.211-1999, SEC.3.

IC 12-17.2-3.1-8

Personnel

Sec. 8. The legislative services agency shall provide the personnel necessary to staff the board.
As added by P.L.211-1999, SEC.3.

IC 12-17.2-3.1-9

Members not in general assembly; reimbursement and per diem

Sec. 9. Each member of the board who is not a member of the general assembly is entitled to reimbursement for traveling and other expenses actually incurred in connection with the member's duties, as provided in the state travel policies and procedures established by the Indiana department of administration and approved by the budget

agency. Each member who is not a state employee is entitled to the minimum salary per diem as provided in IC 4-10-11-2.1(b).

As added by P.L.211-1999, SEC.3.

IC 12-17.2-3.1-10

General assembly members; expenses and per diem

Sec. 10. Each member of the board who is a member of the general assembly is entitled to receive the same per diem, mileage, and travel allowances paid to members of the general assembly serving on interim study committees established by the legislative council. Payments made to a member of the general assembly under this section shall be paid from funds appropriated to the legislative council and the legislative services agency for this purpose.

As added by P.L.211-1999, SEC.3.

IC 12-17.2-3.1-11

Recommendations on changing child care laws

Sec. 11. The board shall study the laws governing the regulation of child care and make recommendations to the general assembly concerning changes in the law the board finds are appropriate. Before November 1 of each year, the board shall submit a written report to the legislative council that identifies the board's recommendations and discusses the status of the board's continuing program of study. The board's program of study under this section must include a study of the following topics:

- (1) The need for changes in the scope and degree of child care regulation established by statute or rule, or both.
- (2) The need to reorganize governmental units involved in the regulation of child care facilities to promote effective and efficient child care regulation, including the form that a needed reorganization should take.
- (3) A method for the completion of a statewide needs assessment to determine the availability and projected need for safe and affordable child care.
- (4) The need for programs to meet the needs of Indiana residents if the board determines that safe and affordable child care facilities are not available and easily accessible to Indiana residents.
- (5) The effect of pending and enacted federal legislation on child care in Indiana and the need for statutory changes to qualify for federal child care grants and to comply with federal child care requirements.
- (6) The immunization rates at licensed child care centers to determine if children at the centers have received age appropriate immunizations.

As added by P.L.211-1999, SEC.3. Amended by P.L.96-2001, SEC.2.

IC 12-17.2-3.1-12

Expiration of chapter

Sec. 12. This chapter expires November 1, 2005.

*As added by P.L.211-1999, SEC.3. Amended by P.L.96-2001, SEC.3;
P.L.18-2003, SEC.7.*